

### REMARKS

Applicants have amended claims 1-4 to recite a composition comprising a polypeptide that binds to an antibody that binds *S. pneumoniae* in view of the Restriction that includes the vaccine of claim 11.

In addition, Applicants have added new claims 18-20, drawn to a vaccine comprising the polypeptide of SEQ ID NO: 8 and methods of use. These claims are supported throughout the application, such as in Example 4, starting at page 28. New claims 21 and 22, directed to use of immunogenic fragments, are supported in the application at page 12, lines 14-24.

Applicant also encloses an IDS and 1449 Form containing some of the references cited in the parent application of the present Divisional plus copies of references.

No fee is believed due in filing this paper. The Commissioner is authorized to charge payment of any additional filing fees required under 37 CFR 1.16 associated with this communication or credit any overpayment to Deposit Account No. 03-0678.

#### FIRST CLASS CERTIFICATE

I hereby certify that this correspondence is being deposited today with the U.S. Postal Service as First Class Mail in an envelope addressed to:

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Alan J. Grant 6/6/03  
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Respectfully submitted,

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